

S/N 10/038,639

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant:	Scherer et al.	Examiner:	D.H. Heckenberg, Jr.
Serial No.:	10/038,639	Group Art Unit:	1722
Filed:	January 4, 2002	Docket No.:	3616.213US01
Title:	CONCRETE BLOCK AND METHOD OF MAKING SAME (as amended)		

CERTIFICATE UNDER 37 CFR 1.8:

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail, with sufficient postage, in an envelope addressed to: Commissioner for Patents, Mail Stop Petition, Commissioner for Patents P.O. Box 1450 Alexandria, Virginia 22313-1450 on July 21, 2005.

By: 

Name: Sharon Trent

PETITION TO SUSPEND THE RULES UNDER 37 C.F.R. § 1.183

Mail Stop Petition  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, Virginia 22313-1450

Dear Sir:

The assignee is submitting a Petition to Change Inventorship Under Rule 1.48(a). As part of that Petition, Paul Bailey is being added as an inventor. Mr. Bailey has not signed the Rule 63 Declaration, nor a Statement Made By Paul W. Bailey in Support of the Petition to Correct Inventorship Under 37 C.F.R. § 1.48(a). Applicants are proceeding under Rule 47 to have the application proceed without the signature of Mr. Bailey. The Petition Under Rule 47 provides the evidence of Mr. Bailey's presentation of these papers and the fact that he has not returned them to the assignee's attorneys, Merchant & Gould P.C.

A waiver under Rule 183 of the requirement for a statement from Mr. Bailey that the error in inventorship occurred without deceptive intent is respectfully requested, in view of the refusal of Mr. Bailey to cooperate. Consent of the assignee to this requested correction is enclosed.

07/26/2005 MAHMED1 00000063 10038639

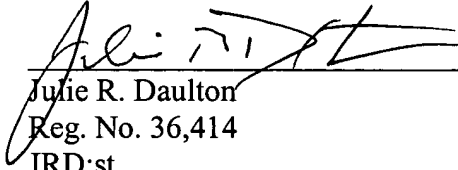
02 ~~FC:1464~~ 270.00 DA ~~130.00 OP~~  
03 FC:1462 130.00 OP

Enclosed is a petition fee as set forth in 37 C.F.R. § 1.17(h). If there are any other fees due, please charge our Deposit Account No. 13-2725.

If there are any questions regarding these papers, Patent Office officials may contact the undersigned at the below listed telephone number.

Respectfully submitted,  
MERCHANT & GOULD P.C.  
P.O. Box 2903  
Minneapolis, Minnesota 55402-0903  
(612) 332-5300

Date: 7-27-05

  
Julie R. Daulton  
Reg. No. 36,414  
JRD:st

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PATENT TRADEMARK OFFICE